

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re : Chapter 11 Case No.  
SIGA TECHNOLOGIES, INC., : 14-12623 (SHL)  
Debtor. :  
-----x

FIRST MONTHLY FEE STATEMENT OF OSTROLENK FABER LLP  
FOR COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT  
OF EXPENSES INCURRED AS INTELLECTUAL PROPERTY COUNSEL TO THE DEBTOR  
FOR THE PERIOD FROM SEPTEMBER 16, 2014 THROUGH SEPTEMBER 30, 2014

Name of Applicant: OSTROLENK FABER LLP

Date of Retention: *Nunc pro tunc* to September 16, 2014

Period for Which Fees and Expenses are Incurred: September 16, 2014 through and including September 30, 2014

Monthly Fees Incurred: \$ 19,900.00

Less 20% Holdback: \$ 3,980.00

Monthly Expenses Incurred: \$ 5,997.87

Total Fees and Expenses Due: \$ 21,917.87

This is a X Monthly    Interim    Final Fee Application

In accordance with the Order Pursuant to 11 U.S.C. §§ 105 (a) and 331, Fed. R. Bankr. P. 2016, and LBR S.D.N.Y. 2016-1 Establishing Procedures For Interim Compensation And Reimbursement of Expenses of Professionals, dated October 28, 2014, (The “Interim Compensation Order”) [Docket No. 98], Ostrolenk Faber LLP (“Ostrolenk”) hereby submits this first monthly statement (the “First Monthly Statement”), seeking compensation for services rendered and reimbursement of expenses incurred as intellectual property counsel to the Debtor, for the period of September 16, 2014 through September 30, 2014 (the “First Monthly Period”). By this Monthly Statement, Ostrolenk seeks payment in the amount of \$21,917.87, which is comprised of (i) eighty percent (80%) of the total amount of compensation sought for actual and necessary services rendered during the First Monthly Period and (ii) reimbursement of one hundred percent (100%) of actual and necessary expenses incurred in connection with such services.

#### **SERVICES RENDERED AND EXPENSES INCURRED**

1. Attached hereto as **Exhibit A** is a summary of Ostrolenk professionals by individual, setting forth the (i) name and title of each individual who performed services during the First Monthly Period, (ii) aggregate time expended by each such individual, (iii) hourly billing rate for each such individual at Ostrolenk current billing rates, (iv) the amount of fees earned by each Ostrolenk professional, (v) year of bar admission for each attorney and patent agent, and (vi) area of concentration for each professional. The blended hourly billing rate of Ostrolenk professionals during the First Monthly Period is approximately \$357.27.

2. Attached hereto as **Exhibit B** is a summary of expenses incurred and reimbursement sought, by expense type, for the First Monthly Period.

3. Attached hereto as Exhibit C are itemized time records of Ostrolenk professionals for the First Monthly Period.
4. Attached hereto as Exhibit D is an itemized record of all expenses for the First Monthly Period.

### **NOTICE AND OBJECTION PROCEDURES**

5. Notice of this Monthly Statement shall be given (a) by hand or overnight delivery to (i) Counsel to the Debtor's material prepetition secured lenders; (ii) the office of the U.S. Trustee for the Southern District of New York, U.S. Federal Office Building, 201 Varick Street, Suite 1006, New York, NY 10014, Attn: Richard C. Morrissey, Esq.; and (iii) counsel to any official committee appointed in these bankruptcy cases (the "Notice Parties").

6. Objections to this Monthly Statement, if any, must be served upon the Notice Parties, including Ostrolenk, no later than November 14, 2014 (the "Objection Deadline"), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

7. If no objections to the Monthly Statement are received on or before the Objection Deadline, the Debtor will promptly pay Ostrolenk: (i) 80% of Ostrolenk's total fees for services rendered during the First Monthly Period and (ii) 100% of the total disbursements incurred during the First Monthly Period.

8. To the extent an objection to the Monthly Statement is received on or before the Objection Deadline, the Debtor shall withhold payment of that portion of the Monthly Statement to which the objection is directed and promptly pay the remainder of the fees and expenses in the percentages set forth above. To the extent such objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

Dated: New York, New York  
October 30, 2014

OSTROLENK FABER LLP

By:   
Charles C. Achkar  
1180 Avenue of the Americas  
New York, New York 10036  
(212) 596-0500

Intellectual Property Counsel to the Debtor

**Exhibit A**

**SUMMARY OF MONTHLY FEE STATEMENT OF  
OSTROLENK FABER LLP FOR SERVICES RENDERED  
FOR THE PERIOD SEPTEMBER 16, 2014 THROUGH SEPTEMBER 30, 2014**

NAME OF PROFESSIONAL PARTNERS AND COUNSELS:	DEPARTMENT	YEAR ADMITTED	HOURLY RATE	TOTAL HOURS BILLED	TOTAL COMPENSATION
Charles C. Achkar	Intellectual Property	2000	\$600.00	16.90	\$10,140.00
Total Partners and Counsels:	1	--	\$600.00	16.90	<b>\$10,140.00</b>

NAME OF PATENT AGENT PROFESSIONAL:	DEPARTMENT	YEAR ADMITTED	HOURLY RATE	TOTAL HOURS BILLED	TOTAL COMPENSATION
Martyn Matheson	Intellectual Property	2009	\$400.00	10.00	\$4,000.00
Total Associates:	1	--	\$400.00	10.00	<b>\$4,000.00</b>

NAME OF PROFESSIONALS PARAPROFESSIONALS AND OTHER NON-LEGAL STAFF:	DEPARTMENT	HOURLY RATE	TOTAL HOURS BILLED	TOTAL COMPENSATION
Nalini P. Sahadeo	Intellectual Property	\$200.00	28.80	\$5,760.00
Total Paraprofessionals and Other Non-Legal Staff:	1	\$200.00	28.80	<b>\$5,760.00</b>

PROFESSIONALS	BLENDED RATE	TOTAL HOURS BILLED	TOTAL COMPENSATION
<b>TOTALS:</b>			
Partners and Counsels	\$600.00	16.90	\$10,140.00
Patent Agent	\$400.00	10.00	\$4,000.00
Paraprofessionals and Non-Legal Staff	\$200.00	28.80	\$5760.00
Blended Professional Rate	<b>\$357.27</b>	<b>55.7</b>	<b>\$19,900.00</b>

**Exhibit B**

**EXPENSE SUMMARY BY OSTROLENK FABER LLP**  
**FOR THE PERIOD SEPTEMBER 16, 2014 THROUGH SEPTEMBER 30, 2014**

EXPENSES	AMOUNTS
Foreign associate charges	\$5961.92
Cost of obtaining references	\$35.95
Total Expenses Requested:	\$5997.87

**Exhibit C**

**OSTROLENK FABER LLP**

1180 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036-8403  
TEL 212 382 0700 FAX 212 382 0888 FAX 212 398 0681  
email@ostrolenk.com

October 30, 2014

Billed 09/16/14- 09/30/14

Bill number 056440-00000-026 CCA

Siga Technologies, Inc.  
Att: William J. Haynes, Esq.  
Executive Vice-President and  
General Counsel  
660 Madison Avenue, Suite 1700  
New York, NY 10065

**FOR PROFESSIONAL SERVICES RENDERED**

Our File: 56440-11

For: General IP Matters

09/16/14 NPS	Review email regarding inquiry from CPA Global (0.5); review Vietnamese cases(0.2); prepare email to Ms. C. Lovejoy re same (0.3)	1.00 Hrs	200/hr	200.00
09/22/14 NPS	Review docket report	0.50 Hrs	200/hr	100.00
09/22/14 CCA	Review of draft posters titled “COMPARATIVE EFFICACY OF TECOVIRIMAT (ST-246«), ACAM2000Ö SMALLPOX VACCINE, AND COMBINED ACAM2000Ö/TECOVIRIMAT AS POST-EXPOSURE PROPHYLAXIS IN THE MONKEYPOX NON-HUMAN PRIMATE MODEL” and “POST-EXPOSURE EFFICACY OF SMALLPOX ANTIVIRAL TECOVIRIMAT IN INTRADERMAL MODEL OF RABBITPOX INFECTION IN RABBITS” for patentable subject matter, trade secret information and Drug advertisement (3.2) language and preparation of a reply to client (0.4)	3.60 Hrs	600/hr	2,160.00
09/24/14 NPS	Filing emails from foreign associates (0.5) sending email to Siga re Trademark matter; review docket (0.2)	0.70 Hrs	200/hr	140.00
09/25/14 MM1	Reviewing materials in connection with conflict check	0.50 Hrs	400/hr	200.00
09/29/14 NPS	Review email from foreign associates	0.30 Hrs	200/hr	60.00
09/30/14 NPS	Review email from foreign associates	0.50 Hrs	200/hr	100.00
Total fees for this matter			\$	2,960.00

**Continued ...**

Siga Technologies, Inc.  
October 30, 2014

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Our File: ARIPO 56440-1168

AP S/N : AP/P/P2009/05070

For: ANTIVIRAL DRUGS FOR TREATMENT OR PREVENTION OF  
DENGUE INFECTION

09/24/14 NPS Process email from foreign associate	0.30 Hrs	200/hr	<u>60.00</u>
Total fees for this matter		\$	60.00

Our File: Europe 56440-1405

EP S/N : 04776765.2

For: COMPOUNDS, COMPOSITIONS AND METHODS FOR  
TREATMENT AND PREVENTION OF ORTHOPOXVIRUS  
INFECTIONS AND ASSOCIATED DISEASES

09/24/14 NPS Prepare email with instructions to foreign associate	0.40 Hrs	200/hr	<u>80.00</u>
Total fees for this matter		\$	80.00

Our File: Canada 56440-1413

CA S/N : 2,685,153

For: CHEMICALS, COMPOSITIONS AND METHODS FOR  
TREATMENT AND PREVENTION OF ORTHOPOXVIRUS  
INFECTIONS AND ASSOCIATED DISEASES

09/16/14 NPS Prepare claims for divisional application	1.50 Hrs	200/hr	300.00
09/16/14 MM1 Reporting the issue fee due date with the allowed claims and a proposed set of claims for filing in a potential divisional application	1.50 Hrs	400/hr	600.00
09/19/14 NPS Prepare email to foreign associate re paying final fee	0.40 Hrs	200/hr	<u>80.00</u>
Total fees for this matter		\$	980.00

Our File: Canada 056440-1419

Your Ref.: 200-18-07B

For: CHEMICALS, COMPOSITIONS, AND METHODS FOR  
TREATMENT AND...

Assignee : SIGA TECHNOLOGIES, INC.

09/19/14 NPS Review for divisional application (0.4); send instructions to foreign associate to file divisional (0.3)	0.70 Hrs	200/hr	140.00
09/19/14 CCA Review of allowed claims and pending claims in related cases (2.5) and drafting claims for a divisional application (0.7)	3.20 Hrs	600/hr	<u>1,920.00</u>
Total fees for this matter		\$	2,060.00

Continued ...

Siga Technologies, Inc.  
October 30, 2014

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Our File: 56440-2342

US S/N : 12/736,965

For: SMALL MOLECULE INHIBITORS FOR THE TREATMENT OR  
PREVENTION OF DENGUE VIRUS INFECTION

09/17/14 MM1	Preparing a response to the Office Action	1.50 Hrs	400/hr	600.00
09/18/14 CCA	Review of Office Action and prior art(2.20) and formulate a strategy for a Reply (2.0)	4.20 Hrs	600/hr	2,520.00
09/19/14 MM1	Proof reading the claims(2.0), and finalizing the response(1.5)	3.50 Hrs	400/hr	1,400.00
09/22/14 NPS	Update amendment and claims	2.30 Hrs	200/hr	460.00
09/26/14 MM1	Finalizing the response for filing at the USPTO	1.50 Hrs	400/hr	600.00
Total fees for this matter				\$ 5,580.00

Our File: 56440-2362

US S/N : 13/203,351

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

09/17/14 NPS	Preparing information disclosure statement listing over 280 compounds	6.00 Hrs	200/hr	1,200.00
09/18/14 NPS	Continue preparation of information disclosure statement	3.00 Hrs	200/hr	600.00
09/19/14 NPS	Continue drafting information disclosure statement	4.00 Hrs	200/hr	800.00
09/23/14 NPS	Review file per office action issued in counterpart Australian application(1.0); obtain literature references cited in the Australian office action(0.4); update information disclosure statement(0.6)	2.00 Hrs	200/hr	400.00
09/25/14 NPS	Edit information disclosure statement	0.50 Hrs	200/hr	100.00
09/26/14 NPS	Continue preparing of information disclosure statement	1.00 Hrs	200/hr	200.00
Total fees for this matter				\$ 3,300.00

Our File: Australia 56440-2364

AU S/N : 2010218152

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

09/22/14 NPS	Pull and review file re second examination report received(0.4); docket date(0.1); prepare email to Siga reporting same(0.2)	0.70 Hrs	200/hr	140.00
Total fees for this matter				\$ 140.00

Continued ...

Siga Technologies, Inc.  
October 30, 2014

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Our File: China 56440-2369

CN S/N : 201080016715.6

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

09/22/14 NPS Pull and review file re email received from foreign  
associate(0.2); prepare email to Siga forwarding  
same (0.2)

0.40 Hrs 200/hr 80.00

Total fees for this matter \$ 80.00

Our File: Israel 56440-2370

IL S/N : 214825

For: INHIBITORS OF DENGUE VIRUS

09/23/14 NPS Review file(0.3); prepare email to associate  
forwarding newly issued Australian office action  
and references for disclosure(0.4)

0.70 Hrs 200/hr 140.00

09/24/14 NPS Prepare email to foreign associate requesting  
extension for responding to Notification

0.30 Hrs 200/hr 60.00

09/29/14 NPS Review email from foreign associate re extension  
and IDS filed

0.10 Hrs 200/hr 20.00

Total fees for this matter \$ 220.00

Our File: India 56440-2373

IN S/N : 7358/DELNP/2011

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

09/23/14 NPS Prepare email to associate forwarding newly  
issued Australian office action and references for  
disclosure

0.70 Hrs 200/hr 140.00

Total fees for this matter \$ 140.00

Our File: Argentina 56440-2523

AR S/N : 20110102829

For: ST-246 LIQUID FORMULATIONS AND METHODS

09/22/14 NPS Review file and invoice received from foreign  
associate(0.1); prepare and send email o foreign  
associate requesting re-issuance of debit note(0.2)

0.30 Hrs 200/hr 60.00

Total fees for this matter \$ 60.00

Continued ...

Siga Technologies, Inc.  
October 30, 2014

Bill number 056440-00000-026 CCA  
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Our File: 56440-2524

US S/N : 13/814,102

For: ST-246 LIQUID FORMULATIONS AND METHODS

09/17/14 CCA	Review of Office Action	0.80 Hrs	600/hr	480.00
09/29/14 NPS	Obtain claims(0.1); review email from Mr. M. Matheson re election(0.1)	0.20 Hrs	200/hr	40.00
09/29/14 MM1	Reporting the Office Action(0.5) and proposing claims for further prosecution(1.0)	1.50 Hrs	400/hr	<u>600.00</u>
Total fees for this matter				\$ 1,120.00

Our File: Singapore 56440-2535

SG S/N : 201300700-0

For: ST-246 LIQUID FORMULATIONS AND METHODS

09/30/14 CCA	Review of Office Action and prior art(3.0)and formulate a strategy for a Reply(2.1)	5.10 Hrs	600/hr	<u>3,060.00</u>
Total fees for this matter				\$ 3,060.00

Our File: 56440-2700 PROV

US S/N : 61/906,119

For: REHYDRATION OF MICRONIZATION TECOVIRIMAT  
MONOHYDRATE

09/22/14 NPS	Pull file(0.1); review docket(0.1); send reminder re convention ends date(0.1)	0.30 Hrs	200/hr	<u>60.00</u>
Total fees for this matter				\$ 60.00

#### BILLING SUMMARY

TOTAL FEES	\$ 19,900.00
TOTAL DISBURSEMENTS	\$ 0.00
TOTAL CHARGES FOR THIS BILL	<u>\$ 19,900.00</u>

**Exhibit D**

**OSTROLENK FABER LLP**

1180 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036-8403  
TEL 212 382 0700 FAX 212 382 0888 FAX 212 398 0681  
email@ostrolenk.com

October 30, 2014

Billed 09/16/14- 09/30/14

Bill number 056440-00000-027 CCA

Siga Technologies, Inc.  
Att: William J. Haynes, Esq.  
Executive Vice-President and  
General Counsel  
660 Madison Avenue, Suite 1700  
New York, NY 10065

**FOR PROFESSIONAL SERVICES RENDERED**

Our File: Canada 56440-1084

CA S/N : 2,698,075

For: ANTIVIRAL DRUGS FOR TREATMENT OF ARENAVIRUS  
INFECTION

**DISBURSEMENTS**

Associate charge (Copy Attached)	2,740.90
Total disbursements for this matter	<hr/> \$ 2,740.90

Our File: ARIPO 56440-1168

AP S/N : AP/P/P2009/05070

For: ANTIVIRAL DRUGS FOR TREATMENT OR PREVENTION OF  
DENGUE INFECTION

**DISBURSEMENTS**

Associate charge (Copy Attached)	318.95
Total disbursements for this matter	<hr/> \$ 318.95

Our File: 56440-1432

US P/N : 8,350,509

For: COMPOUNDS, COMPOSITIONS AND METHODS FOR  
TREATMENT AND PREVENTION OF ORTHOPOXVIRUS  
INFECTIONS AND ASSOCIATED DISEASES

**DISBURSEMENTS**

Cost of obtaining reference from sciencedirect.com	35.95
Total disbursements for this matter	<hr/> \$ 35.95

**Continued ...**

Siga Technologies, Inc.  
October 30, 2014

Bill number 056440-00000-027 CCA  
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Our File: Mexico 56440-2348  
MX S/N : MX/a/2010/013269

For: SMALL MOLECULE INHIBITORS FOR THE TREATMENT OR  
PREVENTION OF DENGUE VIRUS INFECTION

DISBURSEMENTS

Associate charge (Copy Attached)	497.76
Total disbursements for this matter	<u>\$ 497.76</u>

Our File: Australia 56440-2364  
AU S/N : 2010218152

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

DISBURSEMENTS

Associate charge (Copy Attached)	440.00
Total disbursements for this matter	<u>\$ 440.00</u>

Our File: Mexico 56440-2366  
MX S/N : MX/a/2011/008988

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

DISBURSEMENTS

Associate charge (Copy Attached)	200.00
Total disbursements for this matter	<u>\$ 200.00</u>

Our File: China 56440-2369  
CN S/N : 201080016715.6

For: THIENOPYRIDINE DERIVATIVES FOR THE TREATMENT AND  
PREVENTION OF DENGUE VIRUS INFECTIONS

DISBURSEMENTS

Associate charge (Copy Attached)	504.00
Total disbursements for this matter	<u>\$ 504.00</u>

Our File: Israel 56440-2370  
IL S/N : 214825

For: INHIBITORS OF DENGUE VIRUS

DISBURSEMENTS

Associate charge (Copy Attached)	190.95
Total disbursements for this matter	<u>\$ 190.95</u>

Continued ...

Siga Technologies, Inc.  
October 30, 2014

Bill number 056440-00000-027 CCA  
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Our File: China 56440-2431  
CN S/N : 201180024589.3  
For: POLYMORPHIC FORM OF ST-246

DISBURSEMENTS

Associate charge (Copy Attached)	<u>1,069.36</u>
Total disbursements for this matter	\$ 1,069.36

BILLING SUMMARY

TOTAL DISBURSEMENTS	<u>\$ 5,997.87</u>
TOTAL CHARGES FOR THIS BILL	<u>\$ 5,997.87</u>

**CERTIFICATE OF SERVICE**

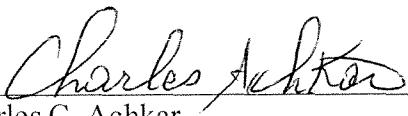
I hereby certify that on this 30<sup>th</sup> day of October, 2014, a true copy of the foregoing **FIRST MONTHLY FEE STATEMENT OF OSTROLENK FABER LLP FOR COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES INCURRED AS INTELLECTUAL PROPERTY COUNSEL TO THE DEBTOR FOR THE PERIOD FROM SEPTEMBER 16, 2014 THROUGH SEPTEMBER 30, 2014** was served by overnight courier delivery to:

SIGA Technologies, Inc.  
600 Madison Avenue,  
Suite 1700  
New York, New York 10065  
Attn: William J. Haynes II, Esq.

Weil, Gotshal & Manges LLP  
767 Fifth Avenue  
New York, New York 10153  
Attn: Stephen Karotkin

The Office of the United States Trustee  
for the Southern District of New York  
201 Varick Street, Suite 1006  
New York, New York 10014  
Attn: Richard C. Morrissey, Esq.

Proskauer Rose LLP  
Eleven Times Square  
New York, New York 10036  
Attn: Martin J. Bienenstock, Esq.

  
\_\_\_\_\_  
Charles C. Achkar